



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

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May 6, 2013

**VIA ECF**

Magistrate Judge Vera M. Scanlon  
United States Magistrate Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: *State of New York v. West Side Corp., et al.*  
U.S. Dist. Ct., E.D.N.Y. Index No. CIV 07-4231 (ENV)(VMS)

Dear Magistrate Scanlon:

This office represents the Plaintiff State of New York (the "State") in the above-referenced action. I am writing on behalf of all the parties to apprise the Court of the status of this case.

**Status of Mediation**

The parties are continuing their settlement negotiations under the supervision of Ms. Edna Sussman, Esq. The parties conferred individually with Ms. Sussman. Defendants West Side Corp. ("West Side"), and Sheldon F. Schiff ("Schiff") (collectively, the "defendants") submitted a settlement offer which the State has been considering. The State is formulating a proposed counter offer which it will forward to defendants shortly.

**Status of Discovery**

The State and the defendants have exchanged initial disclosures. The defendants have produced documents and answers to the State's document requests and interrogatories. The State has noticed the deposition of Mr. Schiff, which has been adjourned while the parties complete

Respectfully submitted,

*s/ Pedro Medina*

Pedro Medina, Jr.  
Assistant Attorney General

cc: Joshua M. Levy, Esq. (via ECF)  
Edna Sussman, Esq. (via Electronic Mail)  
Gerald P. Lepp, Esq. (via Facsimile)